

**TOWN OF ST. GEORGE
BY LAW NO. 27-C**

**A BY-LAW OF THE TOWN OF ST. GEORGE RESPECTING
WATER AND SEWERAGE SYSTEMS**

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The Council of the Town of St. George under authority vested in it by Section 189 of the Municipalities Act of New Brunswick, enacts as follows:

DEFINITIONS

1 In this by-law, unless context otherwise requires,

“**backwater valve**” means a check valve designed to prevent the backward flow of sewage in a sewerage drainage system;

“**backflow preventors**” means a device or a method which prevents backflow in a water system;

“**biochemical oxygen demand (BOD)**” means the quantity of oxygen used in the biochemical oxidation of organic matter in a specified time, at a specified temperature and under specified conditions;

“**branch sewer**” means a sewer pipe leading to the main sewage system;

“**building**” includes a house, mobile home, mini home or other structure used for human occupation, employment, recreation or other like purposes;

“**central sewage disposal system**” means a private sewage disposal system serving two or more properties;

“**CAO**” means Chief Administrative Officer for the Town of St. George;

“**clerk**” means the town clerk of the Town of St. George;

“**council**” means the Council of the Town of St. George;

“**cross-connection**” means any actual or potential connection between a potable water system and any source of pollution or contamination. Bypass arrangements, jumper connections, removable sections, swivel or changeover devices, or any other temporary or permanent connecting

arrangements through which backflow may occur are considered to be cross a connection;

“dwelling unit” means a room or a suite of rooms designed or intended for use by one or more persons not necessarily related or a family in which culinary conveniences and sanitary sewer conveniences are provided for the exclusive use of such person or persons or family;

“engineer” means the professional engineer, firm, association, corporation or group from time to time designated by the Council to oversee the construction, design, repair and maintenance of the sewer or water system;

“heat pump” means apparatus that (1) extracts heat from a liquid that is at a higher temperature than its surroundings; (2) can be used to transfer heat from a reservoir outside in order to heat a building; (3) may be used to extract cold from a liquid that is at a lower temperature than it’s surroundings; or (4) can be used to transfer cold from a reservoir outside in order to cool a building;

“lateral” means (1) a pipe or other conduit entering or leaving a water main from the side; (2) a secondary conduit diverting water from a main conduit for delivery to distributaries; or (3) a sewer pipe which extends from a building to the public sewer;

“mg/l or mg/litre” means milligrams per litre;

“natural outlet” shall mean any outlet into a water course, pond, ditch, lake or other body of surface or ground water;

“natural watercourse” shall mean a surface or underground watercourse created by natural agents and conditions;

“owner” means the person in whose name a property is assessed under the Assessment Act Chapter A-14, R.S.N.B. 1973 and amendments thereto and includes the executors, administrators and assigns of such person and should there be more than one owner it shall mean each of such owners jointly and severally;

“parts per million (ppm)” shall mean the number of weight of volume units of a minor constituent present with each one million units of the major constituent of a solution or mixture;

“**person**” shall include any individual, firm, corporation, association, institution, society or group;

“**PH**” shall mean the logarithm of the hydrogen ion concentration;

“**private sewer system**” means any private system for sewerage disposal serving one lot;

“**private water system**” means a water system owned by a person other than the municipality;

“**public sewer**” means a sanitary sewer pipe or conduit which is part of the sewage system designed for carrying sewage;

“**sanitary sewer**” means a sewer which carries sewage, into which admission of storm, surface and ground water is specifically prohibited;

“**sewage**” means the combination of the water carried wastes from residences, business buildings, institutions, commercial establishments and industrial establishments containing animal, vegetable or mineral matter in suspension or solution, together with such ground, surface or storm water as may be present;

“**sewerage system**” means all facilities used by the Town of St. George for collection, treatment and disposal of sewage and without limiting the foregoing includes all piping and necessary pumping plants, force mains, siphons, other like works, lands, treatment works and sewage disposal plants;

“**storm sewer**” shall mean a pipe or conduit for carrying only storm water, surface water and excess ground water;

“**street**” means highway, road, lane, court, crescent or cul-de-sac;

“**total suspended solids (TSS)**” shall mean solids that either float on the surface of, or are in suspension in, water, wastewater or other liquids.;

“**Town**” means the Town of St. George and shall include its officers, employees, servants, and agents;

“**treasurer**” means the treasurer of the Town of St. George;

“user-charge” shall mean a rate or charge for water and sewerage services as established by Council from time to time;

“water main” means a pipe or conduit for carrying water from a water system;

“water service pipe” means a water pipe leading from a water main;

“water system” includes all the facilities used by the Town of St. George in connection with the supply of water including all wells, tanks, reservoirs, dams, watercourses, lakes, streams, rivers, buildings, machinery, filtration plants, cribs, basins, hydrants, water mains, water service pipes, fittings, motors, apparatus, water works and all other things useful for the drawing, collecting and storing of water and treating, distributing and selling water to consumers;

“water” and **“water supply”** means the water supplied by the water system to consumers for the purposes specified in this by-law; and

“works foreman” means the employee of the Town charged with the responsibility to oversee the Town’s works department.

ADMINISTRATION

- 2 The Council shall administer, supervise and control the water and sewerage systems and may delegate those obligations and responsibilities, in whole or in part, to an officer or employee of the town.

- 3 (1) The Town may furnish the water supply for:
 - a) domestic and fire protection purposes,
 - b) municipal purposes,
 - c) institutional purposes, and
 - d) industrial purposes.

- (2) a) Notwithstanding subsection (1), when in the opinion of the council the quality or efficiency of the water supply for domestic and fire

protection purposes is impaired the Town shall not supply water for any purpose other than domestic and fire protection purposes.

- b) Notwithstanding subsection (1), when in the opinion of Council, the quality or efficiency of the water supply for domestic and fire protection purposes is impaired by a water shortage, the Council may by resolution regulate and limit the use of the water supply as it deems proper.
- (3) Notwithstanding the foregoing limitations, the Council may furnish water for purposes other than domestic and fire protection under a written agreement that the water supply may be discontinued temporarily or permanently by resolution of the council.

SERVICE CONNECTIONS TO SEWERAGE AND WATER SYSTEMS

- 4
- (1) The owner of a building situated within the Town and located on a lot abutting on any street, right of way or easement which there is now located, or may be located, a water main, is hereby required at his/her own expense to install a service connection directly with the water main in accordance with the provisions of this By-Law;
 - (2) The owner of all houses, buildings, or properties used for human occupancy, employment, or recreation or other purposes situated within the Town and located on a lot abutting on any street, right of way or easement which there is now located, or may be located, a public sewer, is hereby required at his/her own expense to install suitable toilet facilities therein and to connect such facilities directly with the public sewer in accordance with the provisions of this by-law;
 - (3) No person shall make a connection of any manner or use the water or sewerage system of the Town unless a permit has been issued pursuant to this by-law.
 - (4) An application for a permit shall be in the form as set out in Schedule "C" hereto or in a revised format as prescribed by the Town and accompanied by such plans, specifications or other information as may be required to properly assess the application.
 - (5) No permit shall be issued or work is to be done unless all fees prescribed and set out in Schedule "A" have been paid to the Town.

- (6) No person shall drill a new well on a lot in the Town unless permitted in accordance with Section 12.
- (7) No person shall install a septic field on a lot in the Town unless permitted in accordance with Section 12.
- (8) Upon completion of the lateral connection and approval thereof, the owner of a property formerly served by septic tank, cesspool, privy or private sewage disposal system on the property shall cause such septic tank, cesspool, privy or private sewage disposal system to be abandoned and filled with suitable material.
- 5 (1) The cost of installing a service connection between the water line or sewer main to the property line, shall be paid by the person applying for the service connection, including cutting pavement, curbs and replacement of pavement, all materials, machinery, and labour. Installation other than tapping of a main is to be done by an approved contractor.
- (2) Actual tapping of a main is to be carried out by the town staff after payment of the fee set out in Schedule "A" to this by-law.
- (3) The property owner shall indemnify the Town from any loss or damage that may directly or indirectly be occasioned by the installation of a service connection.
- 6 (1) All service connections shall be of such materials and shall conform to such grades and details as the works foreman shall prescribe.
- (2) No service connection shall be covered in until it has been inspected and approved by the works foreman.
- (3) If the owner of property serviced by water or sewer services or his agents covers in any service connection before it has been inspected and an approval therefore issued, the works foreman may request to have the same opened for the purpose of inspection and the cost of so doing shall be responsibility of the property owner.
- (4) All plumbing, pipes and fittings, vents, fixtures and other devices for conveying, distributing, controlling, or utilizing water or sewage which are used by an owner and are not the property of the Town, shall be installed in accordance with the provisions of the *Plumbing Installation and Inspection*

Act Chapter P-9.1, Regulation 84-619 thereto and any amendments to either.

- (5) The water shall not be turned on, except for construction or testing purposes, until the applicant for service has satisfied the works foreman that the requirements referred to in subsection (1) have been met.
- (6) The supply of water may be discontinued to any owner at any time, if, in the opinion of the works foreman, the plumbing, pipes, fittings, vents, fixtures, or other devices as hereinbefore mentioned, or any of them, fail to comply with the requirements of this section, or if any part of the water or sewer system of such customer or the meter is in any way unsuitable, dirty, unsanitary, or in an inaccessible place.
- (7) Any permit granted under this by-law may be suspended or revoked by the Town if in the opinion of the works foreman, the sewage works approved by such permit is not being installed or maintained in compliance with the provisions of this by-law or the conditions upon which such permit was issued are not being complied with.
- (8) No service shall be re-established until the condition is corrected to the satisfaction of the Provincial Plumbing Inspector.

7 (1) No person shall connect:

- a) a booster pump;
- b) a quick opening or quick valve;
- c) a rod-hopper water closet;
- d) a water operated pump or siphon;
- e) a large outlet which may occasion sudden large demands of short or long duration thereby requiring oversize meters and pipe lines;
- f) any device which may affect the stability or regulation of water pressure in the town system;

to a service connection, or a line connected to a service connection, without obtaining a permit from the Town.

- (2) An application for a permit to install a device mentioned in subsection (1) shall be accompanied by plans and specifications and such other information required to properly describe the work.
 - (3) The works foreman may discontinue the supply of water where a connection is made without a permit required by this section.
- 8
- (1) No person shall make a cross-connection between any line containing water supplied by the Town and any other source of water supply.
 - (2) If a cross-connection mentioned in subsection (1) is made, the works foreman may discontinue the supply of Town water to such person.
- 9
- (1) No connection shall be made to any installation, equipment, or source in such a manner as may allow any potential contamination to pass from such installation, equipment or source into the Town's water supply system unless protected by a backflow device.
 - (2) If a connection mentioned in subsection (1) is made by any person, the Town may discontinue the supply of water to such premises.
- 10
- (1) Subject to subsection (2) all service connections shall connect directly from the building to the water main or sewer.
 - (2) The works foreman may approve a new service connection to be connected to an existing and active service connection.
- 11
- Not more than one dwelling unit shall be serviced from each service connection, unless a special permit is obtained from the works foreman.

PRIVATE SEWER OR WATER SYSTEMS

- 12 (1) The Town may grant upon such terms and conditions as it deems necessary or advisable a permit for the installation and maintenance of a private sewer or water system to any applicant when:

- a) The applicant's property is in the opinion of the Town not so located as to be readily accessible to the Town's system;
 - b) the Town determines it does not have a sufficiently adequate facility in the area to supply the service; or
 - c) the Applicant has a medical condition which prevents use of the water supplied by the Town.
- (2) No private sewerage disposal system shall be constructed within the Town unless a private sewage disposal permit has been issued by the Provincial Department of Health.
 - (3) No contents of a private sewerage disposal system shall be discharged into any natural outlet. A person may discharge, cause or permit to be discharged, the contents of a private sewerage disposal system into a public sewer only after such person has obtained the written permission of the Town and may do so only at such points and under such conditions as the Town may specify.
 - (4) The owner of a private sewage disposal system shall operate and maintain it in a sanitary manner and at no expense to the Town.
 - (5) Subject to Subsection (1), when a public sewer becomes available to a property served by a private sewage disposal system, the owner of the property shall forthwith install a service connection to the public sewer system within the time as specified by the Town.
 - (6) Upon completion of the service connection and approval thereof by the Town, the property owner shall cause any private sewage disposal system on the property to be abandoned and filled with suitable material.
 - (7) Where the owner of the property fails to remove or close up any private sewage disposal system on his/her property as required by this by-law after notice having been given by the Town, the Town may cause to be done all work necessary for compliance with the notice, and the cost thereof shall be recoverable from the property owner.

CENTRAL SEWER SYSTEMS

- 13 (1) No central sewage disposal system shall be constructed or installed until the work foreman has issued a central sewage disposal permit.

- (2) Application for a permit shall be requested in a form as prescribed by the Town accompanied by plans and specifications for the system and any further information deemed necessary.
 - (3) The works foreman may require, in addition to plans and specifications of the system, any such tests as he considers necessary to be conducted to ensure a satisfactory installation and in considering an application may consult and seek an engineering professional's advice.
 - (4) The owner of the property on which a central sewer system is located, shall enter into a written agreement with the Town incorporating such terms, conditions and bonding as the Town may consider necessary to ensure the safe construction and operation of the system.
- 14 The Town shall not issue a central sewage disposal permit until the Minister of Health and Wellness Department for the Province of New Brunswick or New Brunswick Department of the Environment has approved the proposed central sewage disposal system.
 - 15 No person shall use, cause to be used or permit to be used any central sewage system until its installation has been completed to the satisfaction of the works foreman.
 - 16 No person shall cover in any portion of a central sewage disposal system until it has been inspected and approved by the works foreman.

PROHIBITIONS

- 17 No person shall supply water or permit it to be supplied from any of the fixtures installed in his or her dwelling unit to any other unit unless permitted by the Town.
- 18 No person shall permit the improper use or waste of water and shall promptly repair leaks due to worn tap washers, toilet valves or other causes and the works foreman shall have the authority to suspend the supply of water until such defects shall have been properly repaired.

- 19 Every water service to a building shall have a stop in an accessible position immediately inside the service entrance wall of the building.
- 20 No person shall unlawfully open or close a fire hydrant or any water system control mechanisms.
- 21 Except as otherwise provided in this by-law, no person shall discharge, release, suffer or cause to be discharged into any sanitary sewer or any public or private connections to any sanitary sewer any of the following:
- a) matter of a type or quantity that has or may emit a toxic or poisonous vapour or a chemical odour that may interfere with the proper operation of the sewerage system, constitute a hazard to any person, animals or property, or create any hazards or become harmful in the receiving water of the sewerage system;
 - b) noxious or malodorous gases or substances capable of creating a public nuisance except human wastes, including, but not limited to, hydrogen sulphide, mercaptans, carbon disulphide, other reduced sulphur compounds, amines and ammonia;
 - c) ashes, cinders, sand, potters clay, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood or other solid or viscous substances capable of causing obstruction to the flow of sewers or other interference with the proper operation of the sewerage system;
 - d) wastewater, which consists of two or more separate liquid layers;
 - e) animal fat or flesh in particles larger than which will pass through a screen having openings not larger than 6 millimeters square; and not more than 30%, on a dry basis, pass through a 350 micron standard sieve;
 - f) explosive matter, gasoline, benzene, naphtha, fuel oil or other flammable or explosive matter or wastewater containing any of these in any quantity;
 - g) waste, which either by itself or upon the reaction with other material, becomes highly, coloured;
 - h) wastes containing herbicides, pesticides or xenobiotics including, but not limited to, polychlorinated biphenols (PCB's);

- i) atomic wastes and radioactive materials except as many be permitted under the Atomic Energy Control Act (Canada) currently in force and regulations there under;
- j) wastewater or uncontaminated water having a temperature in excess of sixty-five (65) degrees Celsius;
- k) wastewater having a PH less than 6.0 or greater than 9.5 or having any other corrosive or scale forming properties capable of causing damage or hazards to the sewerage system or people working on the sewerage system;
- l) wastewater that will create tastes or odours in drinking water supplies, making such water unpalatable after conventional water purification treatment;
- m) matter of any type or at any temperature or in any quantity, which may cause the sludge from the sewerage system to fail to meet the criteria relating to contaminants for spreading the sludge on agricultural lands, under New Brunswick Department of Environment and Local Government guidelines for sewage sludge utilization on agricultural lands;
- n) effluent from geothermal heat extraction system;
- o) sewage containing dyes or colouring materials, which pass through a sewage works and discolour the sewage works effluent;
- p) wastewater containing any of the following in excess of the indicated concentrations:

Aluminum (Al)	50.0 Milligrams/Litre
Antimony (Sb)	5.0 Milligrams/Litre
Arsenic (As)	1.0 Milligrams/Litre
Barium (Ba)	5.0 Milligrams/Litre
Beryllium (Be)	5.0 Milligrams/Litre
Bismuth (Bi)	5.0 Milligrams/Litre
Cadmium (Cd)	2.0 Milligrams/Litre
Chlorides expressed as Cl	1500 Milligrams/Litre
Chromium (Cr)	5.0 Milligrams/Litre
Cobalt (Co)	5.0 Milligrams/Litre
Copper (Cu)	1.0 Milligrams/Litre
Cyanide expressed HCN	2.0 Milligrams/Litre

Fluorides expressed as F	10.0 Milligrams/Litre
Iron (Fe)	50.0 Milligrams/Litre
Lead (Pb)	5.0 Milligrams/Litre
Manganese (Mn)	5.0 Milligrams/Litre
Mercury (Hg)	0.1 Milligrams/Litre
Molybdenum (Mo)	5.0 Milligrams/Litre
Nickel (Ni)	5.0 Milligrams/Litre
Nitrogen (of Kjeldahl Nitrogen)	100 Milligrams/Litre
Phenolic Compounds	1.0 Milligrams/Litre
Phosphorus (P)	10.0 Milligrams/Litre
Sulphates expressed as SO ₄	1500 Milligrams/Litre
Sulphide expressed as H ₂ S	2.0 Milligrams/Litre
Selenium (Se)	5.0 Milligrams/Litre
Silver (Ag)	2.0 Milligrams/Litre
Tin (Sn)	5.0 Milligrams/Litre
Vanadium	5.0 Milligrams/Litre
Zinc (Zn)	5.0 Milligrams/Litre

- q) wastewater of which the BOD exceeds three hundred (300) milligrams per litre;
- r) wastewater containing more than three hundred and fifty (350) Milligrams per litre of suspended solids;
- s) wastewater of which the COD exceeds one thousand (1000) milligrams per litre;
- t) wastewater containing more than one hundred (100) milligrams per litre of fat, grease, or oil, and, in the case of mineral oils, in concentrations exceeding fifteen (15) milligrams per litre;
- u) any matter in such quantities, which exert excessive chlorine requirements so as to constitute a significant load on the wastewater treatment works;
- v) septic tank sludge, wastes from marine vessels or vehicles or sludge from sewage treatment plants;
- w) any water or wastes containing substances for which special treatment or disposal practices are required by applicable provincial or federal legislation.

- 22 No person shall discharge, cause to be discharged, or continue to discharge, any storm water, surface water, ground water roof run-off, sub-surface drainage, cooling water or unpolluted industrial water into any sanitary sewerage system.
- 23 No person shall discharge sewage anywhere except into a public sewer, a private sewage system or central sewage system.
- 24 No person shall install or have a Water Source Heat Pump with in the Town limits.
- 25 No person shall bring sewerage waste water or industrial or commercial waste of any type into the Town for disposal or treatment in the Town's sewerage system.
- 26 No person shall fail to comply with any provisions of this by-law.

BACKFLOW AND BACKWATER DEVICES

27 (1) Water Systems:

No owner or other person shall connect, cause to be connected, or allow to remain connected, any piping, fixture, fitting, container or appliance, in a manner which under any circumstances, could allow non potable water, wastewater, or any other substance to enter the town's water system. All existing services and new constructions shall have their water service pipe equipped with a back-flow preventer valve of a type approved by the Plumbing Installation and Inspection Act, Regulations and amendments thereto.

Sewage Systems:

- (2) a) Backwater valves shall be installed on building sanitary drains inside the foundation walls on all new building construction regardless of foundation elevation and installed in accordance with the Plumbing Installation and Inspection Act Regulations and amendments thereto.
- b) Where an existing lateral has outlets which are below the level of the street above the sanitary sewer to which it connects, the property owner shall, at his own expense, install a backwater valve in the building drain within sixty (60) days of being so directed by the Town.

- c) Any person connecting a building storm drain into the storm sewer system shall install a backwater valve on the building storm drain.
 - d) A person who fails to install a backwater valve in accordance with this section as required by this section is guilty of an offence.
- (3) The property owner must properly inspect backflow and backwater devices as specified by the manufacturer's guidelines.

GENERAL REQUIREMENTS

- 28 (1) The owner of a building shall be responsible to unplug, to repair and to maintain in good working order the water and sewerage laterals which services the building, including the portion of the sewerage lateral located between the property line and the sanitary sewer.
- (2) If it becomes necessary to dig up and resurface any portion of the street, to replace or repair any portion of the sanitary sewer or replace or repair any portion of the sewer lateral located between the property line of the owner and the street, the cost of such work is the responsibility of the property owner.
 - (3) If repairs referred to in sub-section (2) on examination by the engineer, is found to have been caused by a negative grade or rupture in the portion of the lateral located within the town's right-of-way, the costs of the repairs shall be the responsibility of the Town.
 - (4) The costs incurred by the Town in carrying out the work prescribed in subsection (2) at the request of any owner shall constitute a lien on the owner's land and shall be recoverable from the owner in the same manner as user-charges payable hereunder.
- 29 (1) Nothing in this by-law shall be deemed to be a guarantee of an uninterrupted water supply or a sufficient or uniform water pressure.
- (2) The Town shall not lay or service any pipe or pipes at any season of the year, or under other influencing circumstances, when in the opinion of the works foreman conditions are not suitable for the performance of the work.

- (3) The Town shall not be liable for any damage or injury caused or done by reason of the interruption of supply, operation, variation of pressure, or on account of turning off or turning on of water, drawing of a vacuum on the system by fire pumpers or intermittent flow of the sewer system.
- 30 An authorized representative of the Town may at any reasonable hour enter any premises in the execution of his or her duties respecting the water and sewerage systems, and such duties shall include inspection, measurements, maintenance, repairs, sampling and testing as per the provisions of the Municipalities Act.
- 31 The Town may require the owner of land used for industrial or commercial purposes, which is connected to the sewer system, to supply the following:
- a) grease and oil interceptors constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature and be of substantial construction, water tight, and equipped with easily removable covers which when bolted in place shall be gas tight and water tight;
 - b) install a suitable control manhole in the service connection to facilitate observation, sampling and measurement of the wastes. The control manhole shall be accessibly and safely located and shall be constructed in accordance with plans approved by the Town.
- 32 Before a permit may be issued all Industrial or commercial users shall enter into a written agreement with the Town containing such terms and conditions as may be required by the Town for water usage and sewage treatment including bonding if deemed necessary by the Town. No industrial or commercial user that by the nature of their operation needs to treat or eliminate the types of waste noted in section 21 may make a connection to the Town system until agreement has been reached. Existing Commercial and Industrial users currently in operation shall be required to re-apply for a permit under this By-law and meet all of the requirements set out herein.
- 33 Water or sewerage services shall be discontinued to any property determined by the Council to be dangerous under the Town's Dangerous or Unsightly Premises By-law.
- 34 Whenever, in the opinion of the works foreman, a violation of any of the clauses in this by-law has occurred or is existing, the works foreman may

cause the water or sewer service to be discontinued to the premises where such violation has occurred or is existing until the violation has been cured.

- 35 (1) An owner may request to have water service to a property connected or discontinued on any basis upon filing a written request with the Town, but no credit will be given for any of that 6-month billing period. An owner who turns on or off their own water supply must notify the Town in writing.
- (2) The owner of a building must pay a fee, as per Schedule "A" attached to this by-law, to turn water on. This fee is to be paid along with the completion of Schedule "B" attached to this by-law.
- (3) The owner shall then establish a time convenient to works foreman and shall be present when the service is shut-off and turned on.

RATES

- 36 (1) The annual cost of financing, operating, and maintaining the sewerage and water systems shall be raised by a user charge levied yearly.
- (2) The owner of every building connected to the water or sewerage systems, or required to be connected pursuant to Section 4 shall pay or cause to be paid to the Town yearly user charges as follows:
- a) The sums as set out in Schedule "A" per dwelling unit or equivalent user as defined in Section 36(2)(b) or 36 (2)(c).
 - b) Where all or a portion of the building connected to the public water or sewerage system is used for Commercial use an equivalent user charge of one dwelling unit user fee for each seven point five (7.5) employees or portion thereof employed in or about the building. The number of employees shall be determined as of December 31st of the year preceding the billing year or the date of commencement of operation whichever is the latest. Where the number of employees is not divisible by seven point five(7.5), the number will be rounded up to the next number which is so divisible.
 - c) Where all or a portion of the building connected to the public water or sewerage system is used for an institutional use the following equivalent user charges shall apply:

- i) In the case of a School, a sum equal to one dwelling unit user fee for each seven point five (7.5) students, teachers and other employees or portion thereof. Where the number of employees is not divisible by seven point five(7.5), the number will be rounded up to the next number which is so divisible;
- ii) In the case of Senior Citizens and similar residential complexes a sum equal to one dwelling unit user fee per dwelling unit;
- iii) In the case of a Church or Church Hall a sum equal to one dwelling unit user fee;
- iv) In the case of a Library or a Fire Station a sum equal to two dwelling unit user fees;
- v) In the case of a Police Station a sum equal to one dwelling unit user fee for each seven point five (7.5) staff of all classifications. Where the number of staff is not divisible by seven point five (7.5), the number will be rounded up to the next number which is so divisible.
- vi) In the case of a Hotel or Motel a sum equal to one dwelling unit for each 10 guest rooms;
- vii) In the case of the DFO/CFIA a sum equal to one dwelling unit user fee for each seven point five (7.5) staff of all classifications. Where the number of staff is not divisible by seven point five (7.5), the number will be rounded up to the next number which is so divisible;

(3) The owner of a property is liable for all water and sewer charges imposed with respect to such property whether occupied by himself or his tenants and shall pay to the Town all such charges at the times prescribed in this by-law.

- 37 (a) Where all or a portion of the building connected to the public water and sewerage system is used for an industrial use or other uses as set out in Section 44 the Sewer user charge shall be based on metered water use as set out in Schedule "A" to this by-law.

- (b) Where processes exist on the property which, in the opinion of the Works Foreman, can increase wastewater flows significantly beyond the metered volumes of water delivered to the property, the effluent shall be metered or measured for billing purposes, to the satisfaction of the Town .
- 38 Unpaid accounts for water and sewerage work performed by the works foreman on private property at the request of the owner may be collected by the inclusion of the unpaid amounts in the periodic water and sewerage bill.
- 39 The owner of a building shall pay the user-charge rates established from time to time by the council for water and sewer services on the basis of the services available to each unit in the building.
- 40 (1) The statement for services shall be billed in installments as established by resolution of Council from time to time and shall be due and payable upon receipt.
- (2) Every statement shall be deemed to been received within seven (7) days of being mailed.
- (3) All amounts charged are due and payable when rendered.
- 41 The Town may shut off the water supply to any property with respect to which any charges payable under this by-law remain unpaid where:
- (1) 45 days have elapsed from the date of billing;
- (2) after the expiration of the 45 day period above-mentioned, the Clerk has sent notice by ordinary mail to the owner which states that, if outstanding amounts are not paid within 7 days of the date of the notice, the water supply shall be shut off; and
- (3) the amounts owing remain unpaid at the expiration of the 7 day period herein above-mentioned.
- 42 The treasurer of the Town shall collect and receive all user-charges imposed.

WATER SERVICE METERS

- 43 Where water supply is determined by use of a water meter, the owner of the building shall pay user charges at a rate as set out in Schedule "A" hereto.

- 44 (1) Water use shall be determined by a water meter for those services requiring high volumes of water due to the nature of use including the following users:
- (a) car washes
 - (b) industrial users
 - (c) Laundromats
 - (d) Users receiving services with a water pipe from the main to their property greater than 24.7 mm (1") in diameter
 - (e) Green houses
- (2) The meter must be of the type and installation as required by the Town.
- (3) The cost of installing and maintaining of the said meter is the responsibility of the user.
- (4) The Meter must be checked for accuracy every two years and costs are responsibility of the user. A copy of test results to be provided to the town office.

SALE OF WATER

- 45 The Town may, subject to the following requirements, sell water for removal by tankers:
- (a) Written request-expressing values, purposes, scheduling etc. must be given to CAO.
 - (b) Removal of water is to be carried out as per direction of Town staff subject to operational requirements by town system.
 - (c) The water is not to be used for potable use.
 - (d) The Town is not liable for any resulting activity associated with subsequent use and handling of the water following removal from the system.

- (e) The Town may exempt certain requirements for such equipment as emergency service vehicles as DNR, fire trucks or contractors providing a service to the Town.
- (f) All fees shall be determined by Council as set out in Schedule "A" attached to this by-law. Additional charges may be assessed depending on Town manpower and equipment requirements as per current policy.

WATER DELIVERY FEES

- 46 (1) Fees as set out in Schedule "A" attached to this by-law shall be charged for water delivery. Additional charges may be assessed depending on Town manpower and equipment requirements as per current policy.
- (2) The Town will not make delivery of water unless approved by Council or the CAO.

INDEMNITY AND REFUNDS

- 47 No person shall have a cause of action against the Town for nuisance or any claim for damages of whatsoever nature or kind which may be caused at any time to any person or property arising from the construction, maintenance or operation of the water and sewerage systems, except damages caused by the negligent acts of the Town.
- 48 No person shall be entitled to a refund or any payment for stoppage or interruption of the water and sewerage systems caused by accident, frost or for the purpose of making additions or repairs to the water and sewerage systems or for any purpose which in the opinion of the Town is necessary or desirable.

ENFORCEMENT

- 49 (a) Any person found violating any provisions of this by-law or who suffers or permits any act or thing to be done in contravention or violation of any provisions thereof, or neglects or fails to do any act or thing herein required, commits an offence and is liable on summary conviction to a fine

of not less than twenty five dollars (\$25.00) and not more than one thousand and seventy dollars (\$1,070.00).

- (b) Notwithstanding Section 49(a) a violator may pay an amount equal to the minimum penalty as set out in that section, plus any costs, to any authorized person and upon such payment shall not be liable to further prosecution for that offence.
 - (c) The conviction of a person under this section or payment of the voluntary fine as set out in Section 49(b) does not operate as a bar to further prosecution for the continued neglect or failure on his/her part to comply with provisions of this by-law.
- 50 Where a notice is authorized to be given under this by-law, other than a notice under Section 40(1), such notice shall;
- a) be in writing;
 - b) be signed by the works foreman;
 - c) be served personally on or sent by registered mail, to the owner of the property in respect of which the notice is issued;
 - d) state the nature of the work to be performed and grounds upon which the work is required; and
 - e) state that the work must be carried out or effected by the owner within the period stated in the notice.

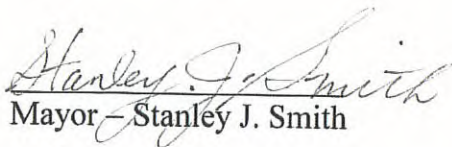
REPEAL OF EXISTING BY LAW

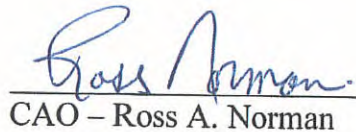
51 The by-law entitled "By-Law Relating to Water and Sewerage" enacted on the " X " date is hereby repealed.

52 The repeal of By-law No. 27, A By-law Respecting the Water, Sewerage and Treatment Systems of the Town of St. George, and By-law No. 27-B, A Bylaw to amend Bylaw No. 27-A, Respecting The Water, Sewerage and Treatment Systems, shall not affect any penalty, forfeiture or liability,

incurred before such repeal or any proceeding for enforcing the same completed or pending at that time of repeal; nor shall it repeal, defeat, disturb, invalidate or prejudicially affect any matter or thing whatsoever completed, existing or pending at the time of repeal.

IN WITNESS WHERE OF the Town of St. George
Has caused its corporate seal to be affixed to this by-law
The 12th day of December, 2006 and signed by,


Mayor – Stanley J. Smith


CAO – Ross A. Norman

First Reading: November 14, 2006

Second Reading: November 14, 2006

Third Reading: December 12, 2006



**TOWN OF ST. GEORGE
BY-LAW NO. 27-C**

**SCHEDULE A-2020
WATER & SEWAGE TREATMENT SYSTEMS FEE AND CHARGES**

WATER & SEWER FIXED CHARGES:

Water:
Annual Charge: \$365.00 Billed Semi-Annual: \$ 182.50

Sewer:
Annual Charge: \$160.00 Billed Semi-Annual: \$ 80.00

WATER METERED CHARGES:

Water rate of \$ 2.54 per 1,000 gallons

INDUSTRIAL SEWAGE CHARGES:

Sewage rate of \$ 2.54 per 1,000 gallons

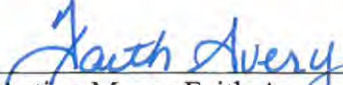
REPEAL OF EXISTING BY-LAW

The By-Law entitled "The Town of St. George By-Law No. 27-C, Schedule A-2019 Water & Sewerage Treatment Systems Fee and Charges" enacted on January 21, 2019 is hereby repealed.

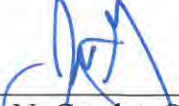
The repeal of By-Law No. 27-C, Schedule A-2019, Water & Sewerage Treatment Systems Fee and Charges shall not affect any penalty, forfeiture or liability, incurred before such repeal or any proceeding for enforcing the same completed or pending at that time of repeal; nor shall it repeal, defeat, disturb, invalidate or prejudicially affect any matter or thing whatsoever completed, existing or pending at the time of repeal.

By Resolution of Council: January 20, 2020

IN WITNESS WHERE OF the Town of St. George has caused its corporate seal to be affixed to this by-law the 20 day of January 2020 and signed by:



Acting Mayor Faith Avery



Jason N. Gaudet, CAO/Clerk

SCHEDULE "B"

Application for Water Service Permit

Permit #WAT _____

The undersigned hereby applies to connect the following property (the "property") to the St. George Water System.

PROPERTY OWNER(S): _____

PHONE:(Home) _____ (Business): _____

PROPERTY LOCATION: Civic: _____ PID# _____

TYPE OF BUILDING: _____ Building Permit # _____

PURPOSE: _____ Sewer Permit # _____

PROPOSED DATE OF HOOK-UP: _____ Plumbing Permit # _____

1. I/We represent that I am/we are the legal owners of the property.
2. I/We hereby grant to the Utility Inspector or his authorized agent the right to enter the property for the purpose of inspection of the Water Service.
3. I/We hereby agree to abide by and be subject to all the terms and conditions set forth in By-Law charges that may be set from time to time pursuant to the Water Utility By-law.
4. This agreement shall be binding on me/us and my/our successors and assigns.
5. Requirements for Installation of Water Service from Property Line:
 - a) Pipe Size shall be no less than 3/4 inch type "K" copper line; or AWWA approved material (such as Kitec or Municipex).
 - b) All connections underground, such as corporation stop at property line shall be a compression connection (no solder joints) or a corporation coupling.;
 - c) Pipe shall be laid in clear stone covered with clear stone;
 - d) Where pipe passes through concrete, copper pipe shall be wrapped or sleeved to prevent corrosion.

I/We are aware of the requirements of St. George Building By-Law, Number 27-C and my/our responsibilities thereunder, and I/we agree to use the above structure for the purpose stated only. I/We are aware construction methods used must safeguard public and private property and must be carried out in strict compliance with the Occupational Health and Safety Act., S.N.B. (1983), Chapter O-0.2 as amended. I/We agree to permit and facilitate observation of the work covered under this Permit by the Building Inspector and public authorities at all times.

Signature of Property Owner

Signature of Property Owner

Date

Regarding the Above Application:

(See Attached drawing)

This is to certify that I have inspected the Building Water INSTALLATION and CONNECTION to the Water System of the Town of St. George, and find that it meets with the requirements of the Town Bylaw No. 27-C

APPROVED FOR CONSTRUCTION

Bonding Amount: \$ _____

Per: _____

Connection Fee: \$ _____

Date: _____

SCHEDULE "C"

**TOWN OF ST. GEORGE
APPLICATION FOR SEWER PERMIT**

Permit # _____

Name of Applicant: _____

Date of Application: _____

Name of Property Owner (if available) _____ Phone No: _____

Current Address of Owner _____

Plumber _____

Lot No: _____ Building Permit No: _____

Subdivision _____ Plumbing Permit No: _____

Street _____ Water Permit No: (if applicable) _____

REQUIREMENTS FOR INSTALLATION OF SEWER LATERAL

- 1) The diameter of the sewer lateral for Residential properties shall not be less than four (4) inches and pipe installed for Commercial, Institutional or Industrial properties shall not be less than six (6) inches.
- 2) Pipe material shall be PVC SDR35 with rubber gasket joints.
- 3) Pipe shall be laid with no less than ¼ inch per foot grade, with a six (6) inch bed of clear stone, with twelve (12) inches of clear stone over the pipe.
- 4) Backwater valves must be installed as per the National Plumbing Code 1995, Section 4.6.4
- 5) Sewer lateral to be capped during construction, to prevent storm water from entering system.
- 6) The contractor shall notify the Utility Inspector when the lateral is ready to be connected to the main sewer line. The lateral shall remain uncovered until inspected.
- 7) The contractor shall notify the Utility Inspector when the backwater valves are installed on the building drain inside the foundation wall.

The undersigned owner or agent makes application to enter the Town of St. George Sewer System. I agree to adhere to the following stipulations, which form, in part, the Sewerage Utility Bylaw No. 27-C.

Owner or Agent: _____

Address: _____

Phone No: _____ Date: _____

OFFICE USE ONLY

Regarding the above Application:

(See attached drawing)

This is to certify that I have inspected the Building Sewer INSTALLATION and CONNECTION to the Sanitary Sewer System of the Town of St. George and find that it meets the requirements of the Town Bylaw No. 27-C.

Connection Fee \$ _____

Inspection Date: _____

Inspector: _____